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January 5, 2001

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VIA TELECOPY AND REGULAR MAIL**FAX: 312/886-0747**

United States Environmental Protection Agency
Office of Regional Counsel
77 West Jackson Blvd.
Chicago, IL 60604

Attn: Mary Fulghum

RE: USEPA v. Grand Pier Center, et al
Lindsay Light II Site and
North Columbus Drive RV3 Site
Docket No. V-W-96-C-353
June 6, 1996 as amended March 29, 2000; and
Beverly Sand and Gravel Site
Our File No. 7177.00001
Your Policyholder: Grand Pier

Dear Ms. Fulghum:

As you know, at the December 7, 2000 meeting, the Agency requested a follow-up letter from Kerr-McGee and Grand Pier that these parties, the UAO Respondents, would address the thorium impacted soils beneath the sidewalk area contiguous the easternmost property line of the Grand Pier Site, which is also the west side of Columbus Drive between Illinois and Grand Streets. As such, the sidewalk area in question is not Grand Pier property, but is in the City of Chicago's right-of-way.

Previously, on December 12, 2000 Covington & Burling, on behalf of Kerr-McGee, wrote the Agency stating that this sidewalk area should be addressed in light of an existing Right-of-Way Agreement dated September 27, 1999, or an amendment thereto. On

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behalf of Grand Pier, we concur, sharing Kerr-McGee's view that such an approach is both appropriate and cost-effective.

Further, then, in light of this letter, and the December 12, 2000 Kerr-McGee letter, please forward to us a letter from the Agency confirming the Right-of-Way Agreement approach, and another letter from the USEPA to us confirming that the removal activities at Areas B and C have been completed, thereby triggering the requirement of Grand Pier to instruct STS to prepare a final Closure Report on the Grand Pier Site.

Very truly yours,

JOHNSON & BELL, Ltd.



Frederick S. Mueller

FSM/

cc: Raymond M. Chin/Grand Pier
Michael J. Witte/R.M. Chin & Assocs.
Fredrick A. Micke/USEPA
Verneta J. Simon/USEPA
Richard G. Berggreen/STS
John T. Smith II/Covington, Burling
Vince S. Oleszkiewicz/Baker, McKenzie
Thomas W. Dimond/Mayer, Brown & Platt
William J. Anaya/Johnson & Bell